



STATE OF WASHINGTON

HIGHER EDUCATION COORDINATING BOARD

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RESOLUTION NO. 03-06

WHEREAS, RCW 28B.15.015 directs the Higher Education Coordinating Board, upon consideration of advice from representatives of the state's institutions with the advice of the attorney general, to adopt rules and regulations to be used by the state's institutions for determining a student's resident and nonresident status and for recovery of fees for improper classification of residency; and

WHEREAS, RCW 28B.15.011 specifies legislative intent that the state institutions of higher education shall apply uniform rules as prescribed in RCW 28B.15.012 through 28B.15.014 and not otherwise, in determining whether students shall be classified as resident students or nonresident students for all tuition and fee purposes; and

WHEREAS, The University of Washington has requested revisions to Washington Administrative Code (WAC) sections 250-18-015 through 250-18-045, and adding a new section (WAC 250-18-060) as follows:

- Reinforcing that establishment of a domicile be for other than educational purposes
- Emphasizing unchanging classification as a nonresident in the absence of evidence of a sufficient quantity and quality to satisfy the institution to the contrary
- Changing wording regarding proof of financial dependence or independence from "substantiate a reasonable presumption" to "consider a claim"
- Changing evidence required for consideration of a claim of financial independence by
 - Adding "evidence of coverage for medical, life, automobile and property insurance"
 - Requiring that a student "demonstrate by evidence satisfactory to the institution that he or she has met, through his or her income, the expenses associated with college tuition and living for the current calendar year and the calendar year immediately prior to the year in which application is made. Personal loans, PLUS loans, gifts, and cash earnings shall not be counted as income in this calculation. Financial aid grants, scholarships, and loans authorized by the financial aid office in the student's name may be considered as personal income."
 - Making "a trust or other account available to the student evidence of financial dependence. If the account was created before the student entered high school, there shall be a rebuttable presumption of dependence."
- Changing evidence required for consideration of a claim of financial dependence to be the same as that required for financial independence
- Adding certain types of documentation and clarification as to "duration and location" of evidence required to prove establishment of domicile
- Changing wording in certain sections where proof is required; proposing:
 - That proof of student classification be "of sufficient quantity and quality to satisfy the institution"



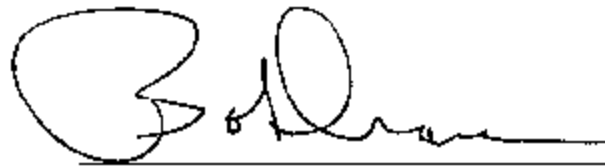
- That proof of domicile be determined according to the individual's "overall" situation with factors considered "for both the individual and his or her spouse", with "weight assigned to any given factor depending on the ease with which it might be established and the degree to which it demonstrates commitment to domicile as a matter of common sense and as part of the individual's overall circumstances"
- That proof of financial independence be "satisfactory to the institution"
- Adding a new section WAC 250 18 060, "making amendments to this chapter apply prospectively to the academic quarter which commences subsequent to the adoption of the amendments."

THEREFORE, BE IT RESOLVED, That the Higher Education Coordinating Board directs staff to continue the public rulemaking process to modify the current Washington Administrative Code sections 250-18-015 through 250-18-045, and add WAC 250-18-060 as proposed.

Adopted:

March 26, 2003

Attest:



Bob Craves, Chair



Pat Stanford, Secretary